IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF ALABAMA SOUTHERN DIVISION

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) CASE NO. 1:17-CV-314-WKW) [WO]
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ORDER

Before the court is the Recommendation of the Magistrate Judge. (Doc. #34.) There being no timely objection filed to the Recommendation, and based on an independent review of the record, it is ORDERED as follows:

- 1. The Recommendation of the Magistrate Judge (Doc. # 34) is ADOPTED;
 - 2. Plaintiff's motion to dismiss (Doc. # 31) is GRANTED; and
- 3. This action is DISMISSED without prejudice, with all parties bearing their own costs.

A final judgment will be entered separately.

DONE this 8th day of December, 2017.

/s/ W. Keith Watkins
CHIEF UNITED STATES DISTRICT JUDGE